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PATENT APPLICATION
Docket No. 13914.880

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

William T. Dalebout et al

Serial No.:

10/647,729

) Art Unit
) 3764

Filed:

August 25, 2003

Conf. No.:

8150

For:

EXERCISE DEVICE WITH CENTRALLY
MOUNTED RESISTANCE ROD AND
AUTOMATIC WEIGHT SELECTOR
APPARATUS

Examiner:

Fenn C. Mathew

Customer No.:

022913

TERMINAL DISCLAIMERCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The petitioner, ICON IP, Inc., a corporation of the State of Utah, having a principal place of business at 1500 South 1000 West, Logan, Utah 84321, represents that it is the assignee of the entire right, title, and interest in and to the above-identified application Serial No. 10/647,729 (the "Subject Application"), as recorded in the United States Patent and Trademark Office at Reel 014897, Frame 0639; and in accordance with 37 CFR 3.73(b) certifies that it is the assignee of the entire right, title, and interest in United States Patent No. 7,250,022 ("the '022 patent") as recorded on Reel 013312, Frame 0647.

The petitioner hereby submits this Terminal Disclaimer, disclaiming the terminal part of any patent granted on the Subject Application that would extend beyond the expiration date of the full statutory term of the '022 patent, and hereby agrees that any patent so granted on the Subject Application shall be enforceable only for and during such period that the legal title to

said patent shall be the same as the legal title to said the '022 patent. The petitioner does not disclaim the terminal part of any patent granted on the Subject Application that would extend beyond the term of the '022 patent in the event that the '022 patent, later, expires for failure to pay a maintenance fee; is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of their statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED May 6, 2008.

Respectfully submitted,

/J. Dustin Howell/ Reg. #60701

J. DUSTIN HOWELL

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JDH
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